

**PUBLIC RECORDS
SUBCOMMITTEE MEETING**

**November 5,
2007
12:45pm -2:45pm
T- 1753**

**Regular
Attendees:**

Bert Robinson (Chair), Bobbie Fischler, Karl Hoffower, Virginia Holtz, Brenda Otey,
Dan Pulcrano
Staff: Tom Manheim, Lisa Herrick, Eva Terrazas

Agenda Items

| Topic/Action | Time Allotted |
|--------------|---------------|
|--------------|---------------|

A. Old Business

1. Public Records Subcommittee Recommendations

Supporting Documents:

- a. *Draft Language for Police Records – Police Reports*
- b. *Draft Language for Police Records - Investigatory Records*
- c. *Access to Investigatory Records – Edward P. David*
- d. *List of Investigatory Records – Captain Kirby*
- e. *Draft Language for Process for Disclosure*

Action: Discuss November 1 SRTF meeting and finalize Subcommittee recommendations

2. The Public Interest Test – The “Catch All” Exemption – a.k.a. the Balancing Test (including the Deliberative Process Privilege)
(Government Code Section 6255) - Continued from the September 17, 2007 meeting

Supporting Documents:

- a. *Summary of the Public Interest Test – The “Catch All” Exemption*
- b. *Response from City Attorney’s Office to Referral From Public Records Subcommittee on the Balancing Test*
- c. *Memo from Chair Robinson on California Public Records Act, Govt. Code 6255 – Balancing Test*

Action: Discuss Deliberative Process and the Balancing Test and approve Subcommittee recommendations

B. New Business

1. Public Information that Must be Disclosed

- a. *Memorandum from Bert Robinson on the “Drafts” and “Personnel” Exemptions*

Action: Discuss two exemptions under the California Public Records Act and develop Subcommittee recommendations

C. New Business

NOTE: If you have questions, please contact Eva Terrazas, City Manager’s Office, at 408.795.1809.

D. Meeting Agenda and Work Plan

E. Public Comment

*Agendas and Staff Reports may be viewed on the Internet at

<http://www.sanjoseca.gov/clerk/TaskForce/SRTF/PublicRecordsAgendasMinutes.asp>

Members of the public may speak to the Task Force about any item that is on the agenda, and the public may also speak on items that are not on the agenda, but are within the jurisdiction or charge of the Task Force.

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Nếu cần thông dịch, xin gọi cô Anna Lê tại số 795-1811. Xin yêu cầu trước 48 giờ để có đủ thời giờ đáp ứng.

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